IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 27TH JULY 2007 / 5TH SRAVANA 1929

Crl.Rev.Pet.No. 2813 of 2007()

CRA.252/2005 of ADDL.SESSIONS COURT (ADHOC)-I, KOTTAYAM
CC.361/2003 of JUDL.MAGISTRATE OF FIRST CLASS-II, KANJIRAPPALLY

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REVN. PETITIONER: APPELLANT/ACCUSED

V.C.RAJAPPAN, S/O.CHELLAPPAN, CLERK,
KERALA P.W.D.OFFICE, ROADS DIVISION,
KOTTAYAM.

BY ADV. SRI.PHILIP T.VARGHESE
SRI.THOMAS T.VARGHESE
SRI.ANIL NAMBOODIRI
SRI.SHUBHA ABRAHAM

RESPONDENTS: RESPONDENTS/STATE AND COMPLAINANT

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1. STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

2. VALSALA PRASAD, S/O.PRASAD,
SREEMANDIRAM HOUSE, KUNNUBHAGOM,
ERATHUVADAKARA, VELLAVOOR VILLAGE.

BY PUBLIC PROSECUTOR SRI.C.K.SURESH

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 27/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.2813 of 2007

Dated this the 27th day of July, 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced, as modified by the appellate court, to imprisonment till the rising of the court and to pay a compensation of Rs.2,50,000/- to the complainant vide Section 357(3) of the Code of Criminal Procedure and in default, to undergo simple imprisonment for one month.

2. Counsel for the revision petitioner has only sought for time to pay the amount of compensation. In the circumstances, the conviction and sentence is confirmed. Revision petitioner is granted six months' time from today onwards to remit the amount of compensation. He shall appear before the Judicial First Class Magistrate Court-II, Kanijirappally on 28.1.2008 to receive the sentence. Non bailable warrant pending, if any, shall be kept in abeyance till 28.1.2008.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl